

**SUPREME COURT MINUTES  
WEDNESDAY, JUNE 21, 2006  
SAN FRANCISCO, CALIFORNIA**

**S142546**      B178689 Second Appellate District, Div. 4      **DOE v. CITY OF LOS ANGELES**  
Petition for review granted.  
Request for judicial notice granted.  
Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S143087**      A110069 First Appellate District, Div. 1      **CLUB MEMBERS FOR AN HONEST  
ELECTION v. SIERRA CLUB**  
Petition for review granted.  
Request for judicial notice denied.  
Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S133969**      **MARTINEZ (JUAN) ON H.C.**  
The Director of the Department of Corrections and Rehabilitation is ordered to show cause before the San Bernardino County Superior Court, when the matter is ordered on calendar, why the restitution fine, to the extent it exceeds \$100, is lawful. (*People v. Walker* (1991) 54 Cal.3d 1013, 1027; *In re Candelario* (1970) 3 Cal.3d 702, 705.) The return is to be filed on or before July 21, 2006.  
Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S099613**      **PEOPLE v. RODRIGUEZ (NICHOLAS)**  
Respondent's "Motion to Abate Appeal," filed on June 9, 2006, is granted. As indicated in a certified copy of a certificate of death, appellant Nicholas Santino Rodriguez died on July 10, 2005. All proceedings in *People v. Nicholas Santino Rodriguez*, case no. S099613, are permanently abated, and the Superior Court of California, County of Los Angeles is directed to enter an order to that effect in case No. BA189759. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.)

**S126775**      **HUGHES (KRISTIN) ON H.C.**  
The second petition for a writ of habeas corpus in this matter, filed August 2, 2004, is denied. Each of the 33 claims, labeled in the petition "I" through "XXXIV" (there is no claim "XXXI"), is denied on the merits. In addition, the following applies:  
Claims I and II could have been raised on appeal, and hence are barred under *In re Dixon* (1953) 41 Cal.2d 756, 759 (*Dixon*). In addition, both of these claims were raised in the prior habeas corpus petition and were rejected on the merits in an order filed January 15, 2003, and hence are barred under *In re Miller* (1941) 17 Cal.2d 734, 735 (*Miller*). Finally, both of these claims are barred as untimely under *In re Robbins* (1998) 18 Cal.4th 770, 780-781 (*Robbins*).  
Except to the extent Claim III seeks relief on the basis of asserted ineffective assistance of trial counsel, this claim was raised and rejected on appeal (see *People v. Hughes* (2002) 27 Cal.4th 287) and hence is barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225 (*Waltreus*). This claim also is barred as untimely under *Robbins*, *supra*.  
Claim IV is barred under *Waltreus*, *supra*, and under *Miller*, *supra*. This claim also is barred as untimely under *Robbins*, *supra*.  
Claim V is barred under *Waltreus*, *supra*, and also is barred as untimely under *Robbins*, *supra*.

Regarding Claims VI, VII, and XV: To the extent these claims allege insufficiency of the evidence, they are not cognizable on habeas corpus. (*In re Lindley* (1947) 29 Cal.2d 709, 723 (*Lindley*).) To the extent they are cognizable, these claims are barred under *Waltreus, supra*, and also are barred as untimely under *Robbins, supra*. Regarding Claim VIII: To the extent this claim could have been raised on appeal, it is barred under *Dixon, supra*; to the extent this claim was raised and rejected on appeal, it is barred under *Waltreus, supra*. This claim also is barred under *Miller, supra*, and as untimely under *Robbins, supra*. Finally, to the extent petitioner asserts the prosecution presented false rebuttal evidence concerning his cocaine consumption, that subclaim also is barred as successive (*In re Clark* (1993) 5 Cal.4th 750, 767-768).

Claim IX is barred under *Miller, supra*, and also is barred as untimely under *Robbins, supra*.

To the extent Claim X alleges insufficiency of the evidence, it is not cognizable on habeas corpus. (*Lindley, supra*, 29 Cal.2d 709, 723.) To the extent it is cognizable, it is barred under *Waltreus, supra*, and under *Miller, supra*. This claim also is barred as untimely under *Robbins, supra*.

Claims XI, XII, XIII, XIV, and XVI are barred under *Waltreus, supra*, and as untimely under *Robbins, supra*.

Claim XVII: Except to the extent this claim seeks relief on the basis of asserted ineffective assistance of trial counsel, this claim is barred under *Waltreus, supra*, and as untimely under *Robbins, supra*. To the extent petitioner also asserts ineffective assistance of trial counsel based upon counsel's failure to object to questions posed by the prosecutor, this claim is barred under *Miller, supra*.

Claim XVIII is barred under *Miller, supra*, and as untimely under *Robbins, supra*.

Claims XIX, XX, XXI, XXII, XXIII, and XXIV are barred under *Waltreus, supra*, and as untimely under *Robbins, supra*.

Claim XXV is barred under *Miller, supra*, and as untimely under *Robbins, supra*. Claim XXXIV is barred under *Waltreus, supra*, and as untimely under *Robbins, supra*.

**S143814****CLEVELAND (DELLANO) ON H.C.**

The petition for writ of habeas corpus filed on May 31, 2006, is denied on the merits. The petition is also denied as untimely (*In re Robbins* (1998) 18 Cal.4th 770 and *In re Clark* (1993) 5 Cal.4th 750) and successive (*In re Robbins, supra*, 18 Cal.4th at p. 788, fn. 9; *In re Clark, supra*, 5 Cal.4th at pp. 768, 782; *In re Horowitz* (1949) 33 Cal.2d 534, 546-547), and because the claim could have been, but was not, raised on appeal. (*In re Harris* (1993) 5 Cal.4th 813, 825, fn. 3; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

**S142240** H029582 Sixth Appellate District  
Petition for review denied.

**HENDERSON (VIRGINIA ) ON H.C.**

**S142318** C052075 Third Appellate District  
Petition for review denied.  
Kennard, J., is of the opinion the petition should be granted.

**BUNSHI (DEO CHAND) ON H.C.**

**S142355** C048686 Third Appellate District  
Petition for review denied.  
Werdegarr, J., is of the opinion the petition should be granted.

**P. (T.), IN RE**

**S142363** C049060 Third Appellate District  
Petition for review denied.

**BURNS (STEVEN) ON H.C.**

**S142446****CLARK (ROYAL) v. S.C. (PEOPLE)**

The petition for writ of mandate and/or prohibition, stay request, and request to abate the habeas corpus proceedings are denied. The request for judicial notice also is denied (see *People v. Young* (2005) 34 Cal.4th 1149, 1171, fn. 3).

**S142487**

C050187 Third Appellate District

**DORAN v. NORTH STATE GROCERY**

Petition for review & depublication request denied.

Kennard and Werdegar, JJ., are of the opinion the petition should be granted.

**S142499** H029871/H029126 Sixth Appellate District**BRYAN (CHARLES B.) ON H.C.**

Petition for review denied.

**S142525** B176561/B179969 Second Appellate District, Div. 7**BECHTEL PETROLEUM OPERATIONS v.  
CONTINENTAL INSURANCE**

Petition for review & publication request denied.

Kennard and Corrigan, JJ., were recused and did not participate.

**S142545**

B177483 Second Appellate District, Div. 5

**MAP PARTNERSHIP v. COLLINS  
COMMERCIAL CORP.**

Petition for review denied.

**S142564**

D046568 Fourth Appellate District, Div. 1

**CAMPO BAND OF MISSION INDIANS v.  
S.C. (BLUEHAWK)**

Petition for review & depublication request denied.

**S142578**

H026651 Sixth Appellate District

**SANTA CLARA, COUNTY OF v.  
ATLANTIC RICHFIELD COMPANY**

Petitions for review denied.

Baxter and Corrigan, JJ., were recused and did not participate.

**S142586**

G036891 Fourth Appellate District, Div. 3

**PEREZ (ANTHONY) ON H.C.**

Petition for review denied.

**S142619**

E040096 Fourth Appellate District, Div. 2

**MYERS (DERRICK) ON H.C.**

Petition for review denied.

<b>S142630</b>	A108690 First Appellate District, Div. 2	<b>PEOPLE v. MCDONALD</b>
Petition for review denied.		
<b>S142636</b>	B185014 Second Appellate District, Div. 3	<b>PEOPLE v. SIMONIAN</b>
Petition for review denied.		
<b>S142640</b>	H028000 Sixth Appellate District	<b>PEOPLE v. MARTINEZ</b>
Petition for review denied.		
<b>S142642</b>	E037038 Fourth Appellate District, Div. 2	<b>PEOPLE v. CONTRERAS</b>
Petition for review denied.		
<b>S142655</b>	A109488 First Appellate District, Div. 1	<b>AARON v. DUNHAM</b>
Petition for review denied.		
<b>S142662</b>	G036912 Fourth Appellate District, Div. 3	<b>YU (LI) ON H.C.</b>
Petition for review denied.		
<b>S142667</b>	H028256/H028751 Sixth Appellate District	<b>PEOPLE v. ALLEN</b>
Petition for review denied.		
<b>S142674</b>	C052258 Third Appellate District	<b>FAUGHT (EMMETT L.) ON H.C.</b>
Petition for review denied.		
<b>S142679</b>	E036670 Fourth Appellate District, Div. 2	<b>PEOPLE v. VILLANEDA</b>
Petition for review denied.		
Kennard, J., is of the opinion the petition should be granted.		
<b>S142680</b>	D045444 Fourth Appellate District, Div. 1	<b>SINHA v. THE REGENTS OF THE UNIVERSITY OF CALIFORNIA</b>
Petition for review denied.		
<b>S142693</b>	H029961 Sixth Appellate District	<b>MELLIN (AUDORO) ON H.C.</b>
Petition for review denied.		
<b>S142721</b>	B189824 Second Appellate District, Div. 7	<b>NORWOOD (ROSS) ON H.C.</b>
Petition for review denied.		
<b>S142723</b>	A108445 First Appellate District, Div. 2	<b>PEOPLE v. STEVENS</b>

Petition for review denied.

**S142737**      B179411 Second Appellate District, Div. 5      **PEOPLE v. SHABTAY**  
Petition for review denied.

**S142738**      B189402 Second Appellate District, Div. 6      **CASTANEDA (SAUL) ON H.C.**  
Petition for review denied.

**S142746**      C052257 Third Appellate District      **KIRKLAND (WAYLAND DEE) ON H.C.**  
Petition for review denied.

**S142752**      F047467 Fifth Appellate District      **PEOPLE v. HOOD**  
Petition for review denied.

**S142791**      G032613 Fourth Appellate District, Div. 3      **PEOPLE v. ROSALES**  
Petition for review denied.

**S142814**      E037255 Fourth Appellate District, Div. 2      **PEOPLE v. SALAZAR**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S142829**      C048342 Third Appellate District      **PEOPLE v. HIGGINS**  
Petition for review denied.

**S142830**      C047005 Third Appellate District      **PEOPLE v. LUTE**  
Petition for review denied.

**S142847**      A104051 First Appellate District, Div. 1      **PEOPLE v. JOHNSON**  
Petition for review denied.

**S142865**      G034696 Fourth Appellate District, Div. 3      **PEOPLE v. SCHULTZ**  
Petition for review denied.

**S142879** H029848 Sixth Appellate District**MARVELL SEMICONDUCTOR v. S.C.  
(JASMINE NETWORKS)**

Petition for review denied.

The motion to seal the petition for review is granted. The court finds that an overriding interest overcomes the right of public access to the record; there is a substantial probability the overriding interest will be prejudiced if the record is not sealed; the sealing is narrowly tailored; and no less restrictive means exist to achieve the overriding interest. (Cal. Rules of Court, rule 243.1.) Only the petition for review is to be filed under seal. No person, other than the court, is authorized to inspect the sealed record. (Cal. Rules of Court, rule 243.2.) .

**S142897** A110571 First Appellate District, Div. 4**PIERI v. SAN FRANCISCO, CITY AND  
COUNTY OF**

Petition for review denied.

Request for judicial notice granted.

**S142907** H029864 Sixth Appellate District**JASMINE NETWORKS INC. v. S.C.  
(MARVELL SEMICONDUCTOR, INC.)**

The motion to file the petition for review under seal is granted. The court finds that an overriding interest overcomes the right of public access to the record; there is a substantial probability the overriding interest will be prejudiced if the record is not sealed; the sealing is narrowly tailored; and no less restrictive means exist to achieve the overriding interest. (Cal. Rules of Court, rule 243.1.) Only the petition for review is to be filed under seal. No person, other than the court, is authorized to inspect the sealed record. (Cal. Rules of Court, rule 243.2.) Petition for review denied.

**S142932** B181047 Second Appellate District, Div. 1 **PEOPLE v. JONES**

Petitions for review denied. The petitions of defendants Ramsey and Jones are denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S142938** B188390 Second Appellate District, Div. 1**KENSIE v. S.C. (PEOPLE)**

Petition for review denied.

**S142978** B177076 Second Appellate District, Div. 2**PEOPLE v. HOLGUIN**

Petitions for review denied.

**S143008** G034435 Fourth Appellate District, Div. 3**PEOPLE v. BALINT**

Petition for review denied.

**S143066** A109589 First Appellate District, Div. 4**CAMICO MUTIAL INSURANCE v.  
ROONEY**

Petition for review &amp; publication request denied.

**S143068** A109668 First Appellate District, Div. 3**PEOPLE v. BOLDWAY**

Petition for review denied.

**S143076** C052344 Third Appellate District  
Petition for review denied.

**HAYES v. S.C. (NAVARRO)**

**S143100** D046405 Fourth Appellate District, Div. 1  
Petition for review denied.

**R. (BARBARA), IN RE**

**S143156** A113607 First Appellate District, Div. 1  
Petition for review denied.

**MADJLESSI v. S.C. (STRACHAN)**

**S143180** B179975 Second Appellate District, Div. 4  
Petition for review denied.

**ZUNIGA v. LOS ANGELES COUNTY  
CIVIL SERVICE COMMISSION**

**S143183** B185336 Second Appellate District, Div. 7  
Petition for review denied.

**K. (Z.), IN RE**

**S143205** H028603 Sixth Appellate District  
Petition for review denied.

**PEOPLE v. OUREQUE**

**S143211** B174674 Second Appellate District, Div. 8  
Petition for review denied.  
Request for judicial notice granted.

**TRANCAS PROPERTY OWNERS  
ASSOCIATION v. CITY OF MALIBU  
(TRANCAS-PHC)**

**S143219** B189703 Second Appellate District, Div. 6  
Petition for review denied.

**BROWN v. S.C. (PEOPLE)**

**S143283** G034720 Fourth Appellate District, Div. 3  
Petition for review denied.

**PEOPLE v. CAZELLY**

**S143309** E036987 Fourth Appellate District, Div. 2  
Petition for review denied.

**PEOPLE v. STONE**

**S143317**      B177243 Second Appellate District, Div. 1      **RAMIREZ v. DEPARTMENT OF MOTOR VEHICLES**  
Petition for review denied.

**S143333**      E037860 Fourth Appellate District, Div. 2      **PEOPLE v. SHORT**  
Petition for review denied.

**S143334**      B181230 Second Appellate District, Div. 4      **PEOPLE v. HERRERA**  
Petition for review denied.

**S143336**      C049071 Third Appellate District      **PEOPLE v. ROJAS**  
Petitions for review denied.

**S143340**      B180692 Second Appellate District, Div. 1      **PEOPLE v. KUEBLER**  
Petition for review denied.

**S143362**      A107039 First Appellate District, Div. 2      **PEOPLE v. MUISE**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S143364**      F047986 Fifth Appellate District      **PEOPLE v. SIEVERS**  
Petition for review denied.

**S143365**      D046078 Fourth Appellate District, Div. 1      **PEOPLE v. LUCKY**  
Petition for review denied.

**S143383**      B183021 Second Appellate District, Div. 3      **T. (KEIANDRE), IN RE**  
Petition for review denied.

**S143384**      D047039 Fourth Appellate District, Div. 1      **PEOPLE v. ALMANZA**  
Petition for review denied.

**S143388**      A112218 First Appellate District, Div. 1      **PEOPLE v. WALLS**  
Petition for review denied.



**S143393**      B189871 Second Appellate District, Div. 2      **RITZHOFF v. W.A.C.B. (OGDEN ENTERTAINMENT)**  
Petition for review denied.

**S143404**      G034957 Fourth Appellate District, Div. 3      **PEOPLE v. DORSEY**  
Petition for review denied.

**S143407**      B181296 Second Appellate District, Div. 7      **SIMONS v. COUNTY OF LOS ANGELES**  
Petition for review denied.

**S143409**      B177920 Second Appellate District, Div. 3      **SANTOS v. MITCHELL YOUNG**  
Petition for review denied.

**S143410**      B162421 Second Appellate District, Div. 4      **COURDY v. PAYCOM BILLING SERVICES INCORPORATED**  
Petition for review denied.

**S143414**      A106928 First Appellate District, Div. 3      **PEOPLE v. ALEXANDER**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S143416**      G035134 Fourth Appellate District, Div. 3      **GORA v. HANSON**  
Petition for review denied.

**S143418**      H030115 Sixth Appellate District      **FRYBURGER (ROBERT LEE) ON H.C.**  
Petition for review denied.

**S143435**      A107445 First Appellate District, Div. 1      **PEOPLE v. BUNN**  
Petition for review denied.

**S143437**      C049026 Third Appellate District      **PEOPLE v. HAMBLIN**  
Petition for review denied.

**S143446**      A108884 First Appellate District, Div. 1      **PEOPLE v. MAGALLON**  
Petition for review denied.

**S143448**      D046178 Fourth Appellate District, Div. 1      **PEOPLE v. ODOM**

Petition for review denied.

**S143450**      B182753 Second Appellate District, Div. 5      **H. (JONATHAN), IN RE.**  
Petition for review denied.

**S143453**      F046747 Fifth Appellate District      **PEOPLE v. DELEON**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S143457**      C049287 Third Appellate District      **PEOPLE v. BOBBIT**  
Petition for review denied.

**S143465**      H027895 Sixth Appellate District      **MELLEN & JACKINS, MARRIAGE OF**  
Petition for review denied.

**S143469**      G035520 Fourth Appellate District, Div. 3      **SECURED EQUITIES CORPORATION v.  
WESTMARK COMMUNITIES  
INCORPORATED**  
Petition for review denied.

**S143470**      B183861 Second Appellate District, Div. 5      **PEOPLE v. CASAS**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S143471**      B181118 Second Appellate District, Div. 2      **PEOPLE v. VILLANUEVA**  
Petition for review denied.

**S143472**      E036484 Fourth Appellate District, Div. 2      **PEOPLE v. PIGG**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S143473**      E037156 Fourth Appellate District, Div. 2      **PEOPLE v. SAWKOW**  
Petition for review denied.

**S143475**      G035473 Fourth Appellate District, Div. 3      **TRCKOVA v. AIG**  
Petition for review denied.

**S143484**      B181706 Second Appellate District, Div. 3      **PEOPLE v. COULTER**  
Petition for review denied.

**S143496**      B181058 Second Appellate District, Div. 8      **PEOPLE v. PYLES**  
Petition for review denied.

**S143498**      C049999 Third Appellate District      **PEOPLE v. POYTHRESS**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S143522**      B189086 Second Appellate District, Div. 4      **GRANDBERRY v. S.C. (PEOPLE)**  
Petition for review denied.  
George, C.J., was recused and did not participate.

**S143524**      C047916 Third Appellate District      **PEOPLE v. CRAVER**  
Petition for review denied.

**S143525**      F047266 Fifth Appellate District      **PEOPLE v. ARELLANO**  
Petition for review denied.

**S143526**      B188013 Second Appellate District, Div. 2      **SMITH v. CA 2/2 (PEOPLE)**  
Petition for writ of mandate/prohibition denied.

**S143530**      B181665 Second Appellate District, Div. 8      **PEOPLE v. STEPHENS**  
Petition for review denied.

**S143533**      C050191 Third Appellate District      **PEOPLE v. MORALES**  
Petition for review denied.

**S143542**      B181394 Second Appellate District, Div. 5      **PEOPLE v. VALENCIA**  
Petition for review denied.

**S143563**      F048081 Fifth Appellate District      **PEOPLE v. MENDOZA**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S143573**            D046255 Fourth Appellate District, Div. 1    **PEOPLE v. DOMINGUEZ**  
Petition for review denied.

**S143577**            B181401 Second Appellate District, Div. 3    **PEOPLE v. GONZALES**  
Petition for review denied.

**S143583**            B184110 Second Appellate District, Div. 2    **PEOPLE v. AYALA**  
Petition for review denied.

**S143585**            B184361 Second Appellate District, Div. 5    **PEOPLE v. AVILA**  
Petition for review denied.

**S143608**            B182760 Second Appellate District, Div. 1    **PEOPLE v. LOFTON**  
Petition for review denied.

**S143709**            A109346 First Appellate District, Div. 4        **PEOPLE v. MODE**  
Petition for review denied.

**S143757**            B190914 Second Appellate District, Div. 8    **CAZELLY v. S.C. (PEOPLE)**  
Petition for review denied.

**S143790**            G036916 Fourth Appellate District, Div. 3    **BARKER, MARRIAGE OF**  
Petition for review and application for stay denied.

**S144104**            E040575 Fourth Appellate District, Div. 2    **NEWTON v. S.C. (PEOPLE)**  
Petition for review and application for stay denied.

**S144227**            B190981 Second Appellate District, Div. 4    **MOGHADAM v. S.C. (U.C. REGENTS)**  
Petition for review and application for stay denied.  
Request for judicial notice denied.

**S144436** G035702 Fourth Appellate District, Div. 3 **HERRON, MARRIAGE OF**  
Petition for review and application for stay denied.

**S135437** **OLEA (MARTINA) ON H.C.**  
Petition for writ of habeas corpus denied.  
Kennard and Moreno, JJ., are of the opinion an order to show cause should be issued.

**S136307** **DAWSON (CURTIS J.) ON H.C.**  
Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S136315** **JOHNSON (HENDERSON) ON H.C.**  
Petition for writ of habeas corpus denied.

**S136484** **PANELLA (MICHAEL) ON H.C.**  
Petition for writ of habeas corpus denied.  
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S136490** **BROWN (ROBERT A.) ON H.C.**  
Petition for writ of habeas corpus denied.  
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S136671** **GONZALEZ (ERIC L.) ON H.C.**  
Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S136745** **KING (MAILLIARD L.) ON H.C.**  
Petition for writ of habeas corpus denied.  
(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S136757** **SOLOMON (MARK) ON H.C.**  
Petition for writ of habeas corpus denied.

**S136774** **TINKER (JOHN) ON H.C.**  
Petition for writ of habeas corpus denied.

**S136781** **TAYLOR (PETER A.) ON H.C.**  
Petition for writ of habeas corpus denied.

**S136798****DEVON (ALAN) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.)**S136801****WADDELL (BEN B.) ON H.C.**

Petition for writ of habeas corpus denied.

**S136811****LOPEZ (FELIPE) ON H.C.**

Petition for writ of habeas corpus denied.

**S136812****FIELD (MARSHALL L.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061.)**S136814****CONAWAY (BERNARD) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S136853****REECE (CHARLES G.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061.)**S136856****YANEZ (JAKE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lindley* (1947) 29 Cal.2d 709.)**S136867****JIMENEZ (BLAS) ON H.C.**

Petition for writ of habeas corpus denied.

**S136875****TILLMAN (LEEANDER) ON H.C.**

Petition for writ of habeas corpus denied.

**S136876****HILL (RODRICK) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S136879****MOORE (JOHNNIE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Miller* (1941) 17 Cal.2d 734; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 682-683.)**S136914****WOODS (LARRY D.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S136917****RODRIGUEZ (FELIX) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)**S136939****DAVIS (KENNARD L.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750.)**S136940****DAGNINO (JOSEPH) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S136948****MUNRO (JAMES) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)**S136949****WELSH (ROY E.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S136955****PORTER (BRIAN E.) ON H.C.**

Petition for writ of habeas corpus denied.

**S136990****ANTONIO (MORRIS) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)**S136994****SHERRELL (BOBBY G.) ON H.C.**

Petition for writ of habeas corpus denied.

**S136997**

Petition for writ of habeas corpus denied.

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**LEWIS (GREGORY WAYNE) ON H.C.****S137001**

Petition for writ of habeas corpus denied.

**MILLER (MATTHEW) ON H.C.****S137004**

Petition for writ of habeas corpus denied.

**TRAN (TRUNG) ON H.C.****S137027**

Petition for writ of habeas corpus denied.

**GONZALEZ (CECILIO) ON H.C.****S137030**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**PEREZ (SAUL B.) ON H.C.****S137031**

Petition for writ of habeas corpus denied.

**WASHINGTON (AARON) ON H.C.****S137042**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)**FRAGOSO (CHRISTIAN) ON H.C.****S137046**

Petition for writ of habeas corpus denied.

**JACKSON (WILLIAM M.) ON H.C.****S137103**

Petition for writ of habeas corpus denied.

Kennard, J., is of the opinion an order to show cause should be issued.

**RAMIREZ (MARTIN) ON H.C.****S137151**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**RADFORD (ERIC D.) ON H.C.****S137154**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750.)**JOHNSON (ROBERT M.) ON H.C.**



**S137165**

Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750.)

**LEWIS (ANDREW N.) ON H.C.****S137168**

Petition for writ of habeas corpus denied.

**PITTMAN (ERICK A.) ON H.C.****S137230**

Petition for writ of habeas corpus denied.

**HILL (JAMES NORMAN) ON H.C.****S137233**

Petition for writ of habeas corpus denied.

**LEWIS (AMOS K.) ON H.C.****S137245**

Petition for writ of habeas corpus denied.

**BRAMMER (JAMES W.) ON H.C.****S137257**

Petition for writ of habeas corpus denied.

**BARROSO (THERESA) ON H.C.****S137263**

Petition for writ of habeas corpus denied.

**ISAAC (RICKY) ON H.C.****S137264**

Petition for writ of habeas corpus denied.

**MOYER (DAVID) ON H.C.****S137278**

Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**TORREZ (DAVID) ON H.C.****S137286**

Petition for writ of habeas corpus denied.

**BRADLEY (GLEN L.) ON H.C.****S137303**

Petition for writ of habeas corpus denied.

**STEWART (JACKIE) ON H.C.****S137311**

Petition for writ of habeas corpus denied.

**GILLARD (TODD L.) ON H.C.**

**S137339**

Petition for writ of habeas corpus denied.

**WILLIAMS (MELVIN) ON H.C.****S137358**

Petition for writ of habeas corpus denied.

**ALVAREZ (STEPHEN) ON H.C.****S137443**

Petition for writ of habeas corpus denied.

**TORREZ (DAVID) ON H.C.****S137503**

Petition for writ of habeas corpus denied.

**LEWIS (AMOS K.) ON H.C.****S137633**

Petition for writ of habeas corpus denied.

**LEWIS (DAVID) ON H.C.****S137803**

Petition for writ of habeas corpus denied.

**VALDEZ (TITO DAVID) ON H.C.****S138014**

Petition for writ of habeas corpus denied.

**JIMENEZ (BLAS) ON H.C.**(See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)**S138061**

Petition for writ of habeas corpus denied.

**COCKCROFT (PETE) ON H.C.**(See *In re Dexter* (1979) 25 Cal.3d 921.)**S138917**

Petition for writ of habeas corpus denied.

**PROTOPAPPAS (TONY) ON H.C.****S139339**

Petition for writ of habeas corpus denied.

**ALVAREZ (STEPHEN D.) ON H.C.****S142286**

Petition for writ of habeas corpus denied.

**GORDON (CARL) ON H.C.****S142605**

Petition for writ of habeas corpus denied.

**SULLIVAN (MANSE) ON H.C.**

**S142948**

Petition for writ of habeas corpus denied.

**MCGEE (JOHNNY E.) ON H.C.****S142966**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Corrigan, J., was recused and did not participate.

**BURNS (DARWIN) ON H.C.****S143314**

Petition for writ of habeas corpus denied.

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)**LEADER (WILLIAM) ON H.C.****S143361**

Petition for writ of habeas corpus denied.

**WARD (TROY LEE) ON H.C.****S143481**

Petition for writ of habeas corpus denied.

(See *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)**MANISCALCO (TOM F.) ON H.C.****S143545**

Petition for writ of habeas corpus denied.

(See *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246; *In re Azurin* (2001) 87 Cal.App.4th 20.)**LISBEY (HENRY ROBERT) ON H.C.****S143551**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**GORDON (CARL) ON H.C.****S143568**

Petition for writ of habeas corpus denied.

**CEREZO (CESAR J.) ON H.C.****S143605**

Petition for writ of habeas corpus denied.

**ADAMS (ADRIAN) ON H.C.****S143619**

Petition for writ of habeas corpus denied.

**THROOP (EDWARD ANTHONY) ON H.C.****S143925**

Petition for writ of habeas corpus denied.

**HENANDEZ (MANUEL) ON H.C.**

**S144057****GALAVIZ (RAUL) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S144093****JORDAN (AHMAD J.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; Cal.Code of Regs., tit.15, ? 3084.7.)**S144128****GURNSEY (JOSEPH LEE) ON H.C.**

Petition for writ of habeas corpus denied.

**S144133****SALGUERO (LUIS) ON H.C.**

Petition for writ of habeas corpus denied.

**S144193****BASINGER (BERNARD J.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S144249****DAVIS (MICHAEL) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)**S142918**

A108806 First Appellate District, Div. 4

**CITY OF VACAVILLE v. STATE  
RESOURCES CONTROL BOARD  
(CALIFORNIA COASTKEEPER  
ALLIANCE)**

Publication request denied.

**S143047**

G035078 Fourth Appellate District, Div. 3

**RURAL CANYONS CONSERVATION v.  
ORANGE (CCRC FARMS)**

Publication request denied.

**S048337****PEOPLE v. THOMAS (REGIS)**

Extension of time granted to August 22, 2006, to file the appellant's reply brief. After that date, only three further extensions totaling about 130 additional days will be granted. Extension is granted based upon Assistant State Public Defender Jay Colangelo's representation that he anticipates filing that brief by January 1, 2007.

**S051451****PEOPLE v. VALENCIA (ALFREDO)**

Extension of time granted to August 21, 2006, to file appellant's reply brief.

**S082915****PEOPLE v. EUBANKS (SUSAN D.)**

Extension of time granted to August 21, 2006, to file appellant's opening brief.

**S089623****PEOPLE v. WILSON (LESTER)**

Extension of time granted to August 21, 2006, to file the appellant's reply brief. After that date, no further extension is contemplated. Extension is granted based upon counsel Patrick Morgan Ford's representation that he anticipates filing that brief by August 21, 2006.

**S136461****COLLINS (SCOTT) ON H.C.**

Extension of time granted to August 21, 2006, to file the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling about 30 additional days are contemplated. Extension is granted based upon counsel Terry Amdur's representation that he anticipates filing that document by September 20, 2006.

**S038499****PEOPLE v. BELL (STEVEN M.)**

Good cause appearing, the application of appointed counsel for permission to withdraw as habeas corpus/executive clemency attorney of record for appellant Steven M. Bell, filed March 7, 2006, is granted. The order appointing Anthony J. Dain to serve as appellate and habeas corpus/executive clemency counsel of record for appellant Steven M. Bell in the above automatic appeal now pending in this court, filed September 16, 1998, 2003, is hereby vacated as to the habeas corpus/executive clemency representation. Dain continues to be responsible for all remaining appellate duties set forth in Supreme Court Policies Regarding Cases Arising From Judgments of Death, policy 3, standards 1-1 and 2-1.

The Habeas Corpus Resource Center is hereby appointed to represent appellant Steven M. Bell for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court. Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed . . . within 36 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of prior habeas corpus counsel's declaration, in support of his motion to withdraw, to the effect that he was unable to discharge his duty to investigate and, if appropriate, present a habeas corpus petition on behalf of appellant Steven M. Bell.

Anthony J. Dain is directed to deliver to the Habeas Corpus Resource Center, within 30 days from the filing of this order, a copy of the combined record on appeal, and all habeas corpus investigation work product, trial files, trial transcripts, investigation reports, and related materials that he has obtained from appellant Steven M. Bell or his trial counsel, paralegals, experts and investigators, or from any other source.

**S033360****PEOPLE v. WALLACE (KEONE)**

Respondent's "Request for Sealed Records Pursuant to Penal Code Section 987.9, Subdivision (d)" is granted. The clerk is directed to provide respondent with copies of the following material from the record in *People v. Wallace*, S033360:

Sealed Clerk's Transcript on Appeal, volume 3, pages 790 through 814; and Sealed Supplemental Clerk's Transcript volume 6, pages 269 through 312.

Respondent is directed to use these documents only in these habeas corpus proceedings. (Pen. Code, § 987.9, subd. (d).) If respondent wishes to quote, cite, disclose, or describe these documents in any court papers, those papers must themselves be filed or lodged under seal, or respondent may move this court to unseal the documents. The clerk is directed to maintain these documents under seal.

**S038499****PEOPLE v. BELL (STEVEN M.)**

In conjunction with the order filed this day permitting Anthony J. Dain to withdraw as appointed habeas corpus/executive clemency counsel of record for appellant Steven M. Bell, with regard to the above-referenced automatic appeal now pending in this court, Dain is ordered to reimburse this court the sum of \$5,600. (See Guidelines for Fixed Fee Appointments, on Optional Basis, to Automatic Appeals and Related Habeas Corpus Proceedings in Cal. Supreme Ct., guideline 11 ["Court Action Upon Nonperformance of Work, and Reimbursement of Fees Upon Authorized Withdrawal of Appointed Counsel"], subpt. B.)

**S049596****PEOPLE v. BRYANT, SMITH &  
WHEELER**

Motion denied

Appellant Stanley Bryant's "Motion to Preserve Records, Evidence, Exhibits, Files and Other Items Related to Automatic Appeal," filed on May 12, 2006, is denied.

**S073205****PEOPLE v. WILLIAMS (JACK)**

Appellant Jack Emmit Williams' Motion to File an Opening Brief in Excess of 95,200 words is granted.

**S144370****WATTS v. WATTS (DEPT. OF  
CHILDRENS & FAMILY SERVICES)**

Transferred to CA 2 for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S144461****PIMENTEL v. S.C. (PEOPLE)**

Transferred to CA 2 Division Six, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S141019****KHANNA ON DISCIPLINE**

Petition for writ of review denied. It is hereby ordered that PADAM KUMAR KHANNA, State Bar No. 85229, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar. \*(See Bus. and Prof. Code, § 6126, subd. (c).)

